



Reference: 2024.46

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lowrey et al.

Serial Number: 10/799,265

Filing Date: March 12, 2004

Examiner/Group Art Unit: Cao, P./2814

Title: ELECTRICALLY PROGRAMMABLE MEMORY ELEMENT WITH
IMPROVED CONTACTS

PETITION IN RESPONSE TO NOTICE OF OMITTED ITEMS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Petition in response to Notice of Omitted
Items in a Provisional Application.

The Notice of Omitted Items states that Figure 5B was
not received. Applicant contends that Figure 5B was
deposited in the U.S. Patent and Trademark Office with the
nonprovisional application papers.

Evidence of this deposit is reflected by the Itemized
Post Card for the above-cited application which shows that 26
pages of drawings were received by the Patent and Trademark
Office (only 25 pages are shown in the Filing Receipt).

Sincerely,

Philip H. Schlazer
Reg. No. 42,127

phone: 248 293-0440 extension 6260
fax: 248 844-2273

Attachments:

1. copy of Itemized Post Card
2. copy of Figure 5B

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06/17/2004 SMINASS1 00000024 051068

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PTO/SB/21 (02-04)
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/799,265	
	Filing Date	March 12, 2004	
	First Named Inventor	Lowrey	
	Art Unit	2814	
	Examiner Name	unknown	
Total Number of Pages in This Submission	6 + this	Attorney Docket Number	2024.46

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks Copy of Notice Of Omitted Item(s) form (2 pages)	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Philip H. Schlazer
Signature	<i>Philip H. Schlazer</i> 42.127
Date	June 14, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. <i>MAIL STOP MISSING PARTS</i>	
Typed or printed name	Philip H. Schlazer
Signature	<i>Philip H. Schlazer</i> 42.127
Date	June 14, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PAPERS MAILED:

1. new utility patent application
-specification, claims and abstract on 46 pages
2. 26 pages of drawings
3. utility patent application transmittal
4. certificate of mailing by express mail
ER 123851777 US
5. Fee transmittal sheet and copy thereof

22386 U.S. PTO
10/799265

